

**MINUTES OF THE REGULAR MEETING OF THE
BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF JASPER
OCTOBER 9, 2013**

The Board of Public Works and Safety of the City of Jasper, Indiana, met in regular session on Wednesday, October 9, 2013, in the Council Chambers of City Hall located at 610 Main Street.

CALL TO ORDER

Presiding Officer Mayor Terry Seitz called the meeting to order at 9:30 a.m.

ROLL CALL

Clerk-Treasurer Juanita S. Boehm then called the roll:

Mayor Terry Seitz	Present
Board member Timothy Bell	Present
Board member David Prechtel	Present

Also present were Police Chief J. Michael Bennett, Street Commissioner Raymond Eckerle, City Engineer Chad Hurm, Personnel/Safety/Loss Control Director Cale Knies, Fire Chief/Code Enforcement Officer Kenneth Hochgesang, Director of Community Development and Planning Darla Blazey, City Attorney Renee Kabrick, and Clerk-Treasurer Juanita Boehm.

Clerk-Treasurer Boehm announced that in order to have a quorum for the meeting, a majority of the board members must be present. All three board members were present; therefore, there was a quorum for the meeting.

PLEDGE OF ALLEGIANCE

Mayor Seitz invited all those present to join him in reciting the Pledge of Allegiance.

APPROVAL OF THE MINUTES

The board members examined the minutes of the regular meeting held on September 24, 2013 and the minutes of a special meeting held on October 2, 2013. Thereafter, a **motion** was made by David Prechtel and seconded by Timothy Bell to approve the minutes as presented. Motion carried 3-0.

CLAIMS

Board members reviewed the claims from September 6, 2013 through October 3, 2013. Thereafter, a **motion** was made by Timothy Bell and seconded by David Prechtel to approve the claims. Motion carried 3-0.

REMINDERS

Mayor Seitz acknowledged that today is German American Day.

Mayor Seitz reminded everyone about the Imagine the Possibilities tour scheduled for October 16, 2013 from 5:00 p.m. to 7:00 p.m. This is a public walking tour of the former Jasper Country Club property. Participants should enter off 15th Street. October 23, 2013 is the scheduled rain date for this event.

He also reminded citizens that Trick or Treat hours are set for Thursday, October 31, 2013 from 6:00 p.m. to 8:00 p.m.

SIGN FOR HALLOWEEN AT CENTRAL GREEN

Recreation Director Dave Lesko asked permission to place a sign at Central Green for a special event called Halloween at Central Green that will be held on Sunday, October 27, 2013 from 6:00 p.m. to 7:00 p.m. The sign is 5 ft 4 inches by 3 ft wide and will be placed over the current sign that faces 7th Street. Board member David Prechtel asked if the sign would be seen by more people if it faced 6th Street. Darla Blazey said the sign cannot be placed more than one week before the event. Renee Kabrick said the sign must be taken down forty-eight hours after the event or before.

LANE CLOSURE

Becky Hopf, representing Krazy About Kidz located at 583 Northwood Avenue, requested the closure of the south lane of Northwood Ave. from Westwood Blvd. to the empty field west of the Krazy About Kidz daycare center on Friday, October 18, 2013 from 6:30 p.m. to 9:00 pm. to accommodate parking for a Halloween Party at the daycare center. Because this area has a center turn lane, closing one lane has not posed any problems in the past.

A **motion** was made by Timothy Bell and seconded by David Prechtel to approve the lane closure on October 18, 2013, from 6:00 p.m. to 9:30 p.m. Motion carried 3-0.

SANTA CLAUS IS COMING TO TOWN

Nancy Eckerle with the Jasper Chamber of Commerce and representing the Greater Downtown Jasper Business Association said they are sponsoring the annual Santa Claus is Coming to Town event on Wednesday, November 27, 2013. She said Santa will be at the 6th Street Fire Station from 5:45 p.m. to 6:15 p.m. at which time he will board a fire truck and parade to the west side of the Square. Eckerle asked permission to use the fire station, a fire truck, and have a police escort to the Square.

A **motion** was made by Mayor Seitz and seconded by David Prechtel to approve the use of the fire station on 6th Street and have a police escort for Santa's arrival on November 27, 2013 from 5:30 p.m. to 7:00 p.m. Motion carried 3-0.

CARRIAGE RIDES

Nancy Eckerle with the Jasper Chamber of Commerce asked permission to use certain City streets for carriage rides during O'Tannenbaum Days on December 6, 7, and 8, 2013. Eckerle also asked permission to block off parking spaces in front of city hall because they want to use that area for riders to board the carriage. One route begins in front of city hall, travels north on Main Street, east on 9th Street, south on Jackson Street, west on 6th Street to city hall. Another route starts at City Hall, goes around the Square, down Jackson Street to the train depot and back up Main Street but crossing at the stop light at 3rd and Jackson. She also asked permission to have a musician set up in front of City Hall and possibly a food vendor.

A **motion** was made by Mayor Seitz and seconded by Timothy Bell to grant the request to use the City Hall entry way on December 6, 7, and 8, 2013 and allow carriage rides on the dates listed. Motion carried 3-0.

MAKE A DIFFERENCE DAY

Nancy Eckerle with the Jasper Chamber of Commerce reported on the volunteer projects that certain groups have signed up to do for the October 26th Make a Difference Day.

5K RUN/WALK

Dave Englert, representing the Southern Indiana Leathernecks Marine Corps League, asked permission to use certain City streets on May 17, 2014 from 6:00 a.m. to 10:00 a.m. for the 10th annual Armed Forces Day 5K Run/Walk. The route begins at the Jasper Youth Sports Complex, travels Old Huntingburg Road to Division Road, then Quality Drive, then Kimball Blvd, then County Road 100S and back to the lot. Englert said he will seek approval from the Dubois County Commissioners for the portion of the route that is located outside the City.

A **motion** was made by Mayor Seitz and seconded by David Prechtel to approve the event on May 17, 2014. Motion carried 3-0.

MILL WALL

City Engineer Chad Hurm said VS Engineers is the consulting firm for the mill wall project. He asked to make a modification to the scope of work for the rendering of the green version of the repair. The cost to extend the contract is \$2,200.00.

A **motion** was made by Mayor Seitz and seconded by Timothy Bell to accept the extension over and above the work at the mill wall. Motion carried 3-0.

TIMBER CREEK II SUBDIVISION

Phil Buehler with Brosmer Land Surveying asked the Board to accept a three-lot subdivision plat known as Timber Creek II. The plat was approved by the Plan Commission.

A **motion** was made by Mayor Seitz and seconded by David Prechtel to adopt the Timber Creek II plat into the City of Jasper. Motion carried 3-0.

CUL-DE-SAC MODIFICATION

Phil Buehler with Brosmer Land Surveying asked the Board to allow a modification to a cul-de-sac known as Keusch Lane that is located in Brookstone Estates IV. They want to extend this cul-de-sac 1.7 feet to the south because a storm sewer structure at the end of the cul-de-sac got shifted two feet.

A **motion** was made by Mayor Seitz and seconded by Timothy Bell to permit the 1.7 ft modification to the Keusch Lane cul-de-sac located in Brookstone Estates IV. Motion carried 3-0.

TEMPORARY TURN AROUND RELOCATION

Phil Buehler with Brosmer Land Surveying and representing Kerstiens Homes and Designs Inc said his client submitted a letter to the Board dated August 30, 2013 and is requesting a relocation of a temporary turn around currently located at the northwest side of a dead end street known as Marywood Drive that is on Lot #65 in Wind Song Estates II. Kerstiens Homes and Designs Inc is the developer of this subdivision.

The letter states the following:

The developer is requesting this relocation due to the fact that the area currently designated as a temporary turnaround is on top of city storm sewer tiles, curb inlet, main electrical lines, inside a 20' public utility and drainage easement and that it falls within 3 feet from a newly constructed residential driveway and literally would encompass the majority of the front yard of the residence with gravel.

The developer admits that this "less than desirable location" was overlooked during the plat and storm water design process of Wind Song Estates II Subdivision.

The developer first noticed the negative impact of the temporary turnaround location when filling out a building permit application for the home on the lot and at the time of submitting the application discussed the location with the Planning Director and that the developer would like to request approval to relocate it sometime in the future. The developer acknowledges that the City Planning Director in no way approved the relocation of this turnaround at the time of the building permit approval.

The developer has, at their own financial risk, constructed the driveway to a higher standard matching City local concrete street specifications with hopes that the board would approve a request to relocate the current turnaround easement.

Hopefully the board will consider and approve this request with the following conditions:

1. The developer will create a legal grant of right of way easement to the city that will be binding to the deed of Lot 65 and any future owners of said lot. The easement will be written to contain verbiage that the lot owner(s) will be responsible to maintain and or replace the concrete driveway and in no way holds the City responsible for any cost of said maintenance or replacement, and that the lot owner will keep the driveway (easement) opening clear from any obstructions at all times.
2. The concrete drive was constructed 20 feet wide in lieu of the standard 18 feet.

City Attorney Renee Kabrick said there may be a liability problem if the City uses the driveway as a turn around. If the concrete fails the homeowner will probably come to the City. There was some discussion about what happens if the City needs to use the turn around and several vehicles are parked in the driveway

or at the end of the driveway. City Engineer Chad Hurm said the City could use the driveway and restrict use for the other party.

Mayor Seitz said he does not want to set a precedent regarding this matter. Referring to setting a precedent, Kabrick said each situation needs to stand on its own. Street Commissioner Raymond Eckerle said this is the third time the City has addressed a similar matter with Kerstiens. He also said the street department has a standing policy not to use any driveway for a turn around so the street department will not use this proposed driveway for a turn around.

Mayor Seitz said he understands that Kerstiens wants to sell the house and the lot is not an ideal sell but matters like this need to stop happening because the City has a thorough planning process.

Thereafter, a **motion** was made by Mayor Seitz and seconded by Timothy Bell to accept the driveway turn around.

Under discussion, Darla Blazey asked if the City could abandon the 20 ft L turn around. Eckerle recommended keeping the L turn around because we do not know what the future holds for development to the north. Hurm said the L turn around is termed as a temporary turn around. Kabrick asked if the utility departments have weighed in on this matter. Blazey said there has been no direct conversation with the utility departments.

Mayor Seitz then called for the vote. The motion carried 3-0.

SNOW PLOW QUOTES

Street Commissioner Raymond Eckerle said the department sought sealed quotes for a 8.5 ft steel snow plow. City Attorney Renee Kabrick then opened the following quotes.

Meyer Truck Equipment	\$6,300.00
Elpers Truck Equipment	\$7,995.00
Central Parts Warehouse	no quote submitted
Palfleet Truck Equipment	no quote submitted

Eckerle said he would like to review the quotes to see if they meet the specifications and recommended awarding to the low quoter as long as it meets those specifications.

A **motion** was made by David Prechtel and seconded by Timothy Bell to accept the quote submitted by Meyer Truck Equipment for \$6,300.00 as long as it meets the specifications. Motion carried 3-0.

SALT BID

Street Commissioner Raymond Eckerle said the City is “piggy backing” off the State’s road salt bid. The City ordered 100 ton and the price is \$61.51 per ton. The price for the 2012-13 was \$64.25 per ton.

PLANT TREES

Street Commissioner Raymond Eckerle asked permission for the volunteer “tree group” to plant fifteen trees within the City that is scheduled for October 26, 2013, weather permitting. Eckerle displayed a map showing the locations that include two along St. Charles Street near the high school, four along Clay Street near 7th Street and the Cabby O’Neil gymnasium, seven by 8th Street and Mill, one across from Jasper Desk, and one on 8th Street.

A **motion** was made by Timothy Bell and seconded by David Prechtel to approve the planting of those 15 trees. Motion carried 3-0.

ASPHALT PRICE INCREASE

Street Commissioner Raymond Eckerle said as part of the annual bid, J. H. Rudolph and Co. notified the City of an August 1, 2013 price increase for surface asphalt.

A **motion** was made by Mayor Seitz and seconded by Timothy Bell to accept the asphalt increase as allowed by the bid. Motion carried 3-0.

EXTEND THE CONTRACT FOR AN ANNUAL SUPPLY BID ITEM

Street Commissioner Raymond Eckerle said J.H. Rudolph offered to extend their 2013 contract to 2014. This contractor has done the “leg work” for many paving projects that will be completed in 2014. Eckerle recommended accepting this offer.

City Attorney Renee Kabrick said before the Board makes a decision she would like to look at the language in the law that pertains to this matter.

STREET CLOSURES

Street Commissioner Raymond Eckerle said he sought permission from Mayor Seitz yesterday to close three streets so the contractor could spray the rejuvenator product on these streets. For the record he needs Board approval to close the following streets:

County Road 400W from Division Road to Skyview Drive

13th Street from Emily to Wilson Streets

36th Street from St. Charles Street to Hartford Drive

A **motion** was made by Mayor Seitz and seconded by David Prechtel to accept the street closures. Motion carried 3-0.

ADJOURNMENT. There being no further business to come before the board, a **motion** was made by David Prechtel and seconded by Timothy Bell to adjourn the meeting. The motion carried 3-0 and the meeting adjourned at 10:44 a.m.

The minutes were hereby approved _____ with X without corrections or clarification this 22nd day of October, 2013.

Mayor Terry Seitz, Presiding Officer

Attest: _____
Juanita S. Boehm, Clerk-Treasurer